

PD-0677-21

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COURT OF CRIMINAL APPEALS
AUSTIN, TEXAS
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DEANA WILLIAMSON
CLERK

No. _____

FILED
COURT OF CRIMINAL APPEALS
9/16/2021
DEANA WILLIAMSON, CLERK

IN THE

TEXAS COURT

OF CRIMINAL APPEALS

HAROLD GENE JEFFERSON

Petitioner,

v.

THE STATE OF TEXAS,

Respondent.

On Petition for Discretionary Review from the Eleventh Court of Appeals in
Eastland, Texas,
Cause No. 11-18-00184-CR

**MOTION TO EXTEND TIME TO FILE PETITION FOR
DISCRETIONARY REVIEW**

Submitted by:

Blizzard & Zimmerman, P.L.L.C., 441 Butternut St., Abilene, Texas 79602, Tel.
325-676-1000, Fax. 325-455-8842, Jacob Blizzard for Appellant.

TO THE HONORABLE COURT OF CRIMINAL APPEALS:

Now comes HAROLD GENE JEFFERSON, Appellant in the above styled and numbered cause, and moves this Court to grant an extension of time to file a Petition for Discretionary Review, pursuant to Rule 66.3 of the Texas Rules of Appellate Procedure, and for good cause shows the following:

1. This case is on appeal from the 104th Judicial District Court of TAYLOR County, Texas.

2. The case below was styled the STATE OF TEXAS vs. HAROLD GENE JEFFERSON, and numbered 20708-B.

3. Appellant was convicted of three counts of Sexual Assault of a Child and one count of Indecency with Child by Sexual Contact.

4. On June 29, 2018, Appellant was sentenced to 35 years for count 1; 45 years for counts 2 and 3; and 25 years for count 4.

5. Notice of appeal was given on July 16, 2018.

6. The clerk's record was filed on October 18, 2018; the reporter's record was filed on November 12, 2018.

7. The appellate brief was filed July 12, 2019.

8. The state's brief was filed on October 22, 2019.

9. The Court affirmed the conviction on June 17, 2021.

10. Appellant's Motion for Rehearing was filed on August 2, 2021.

11. Appellant's Motion for Rehearing was denied on August 5, 2021.

12. Appellant requests an extension of time of 30 days from the present date, i.e. October 7, 2021.

13. No extensions to file the Petition for Discretionary Review have been filed in this cause by Appellant's counsel.

14. Appellant's Counsel relies on the following facts as good cause for the requested extension:

15. Counsel for Appellant prepared for and argued at the jury trial in *The State of Texas vs. Laura Elizabeth Cutbirth*; Case No. 21123-B, in Abilene, TX; beginning July 26, 2021, and ending July 29, 2021. Counsel also prepared Petitioner's Reply to Respondent's Answer due before the Northern District of Texas, *Patrick Neal Hawthorne v. Bobby Lumpkin, Director of TDCJ*, in Cause No. 1:21-CV-00084-C which was timely submitted on August 27, 2021. Finally, Counsel prepared for the jury trial in *The State of Texas vs. Hannah Seekins*; Cause No. 27734-A set to begin August 30, 2021, which was dismissed on August 26, 2021. Counsel has attended routine court appearances in and around Taylor County, as well as visited clients in detention facilities in Taylor and surrounding counties. For the reasons above, Counsel has not had adequate time to prepare Petition for Discretionary Review, Counsel is requesting a 30-day extension.

WHEREFORE, PREMISES CONSIDERED, Appellant prays that this Court grant this Motion to Extend Time to file a Petition for Discretionary Review.

Respectfully submitted,

BLIZZARD & ZIMMERMAN, P.L.L.C.
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By: /s/ Jacob Blizzard
Jacob Blizzard
State Bar No. 24068558

**ATTORNEY FOR HAROLD GENE
JEFFERSON**

CERTIFICATE OF SERVICE

This is to certify that on September 7, 2021, a true and correct copy of the above and foregoing document was served on the Taylor County District Attorney's Office, Taylor County, Texas, electronic filing manager.

/s/ Jacob Blizzard

Automated Certificate of eService

This automated certificate of service was created by the eFiling system. The filer served this document via email generated by the eFiling system on the date and to the persons listed below. The rules governing certificates of service have not changed. Filers must still provide a certificate of service that complies with all applicable rules.

Jacob Blizzard on behalf of Jacob Blizzard
Bar No. 24068558
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Status as of 9/15/2021 8:47 AM CST

Associated Case Party: HaroldGeneJefferson

Name	BarNumber	Email	TimestampSubmitted	Status
Sarah Durham		sarah@blizzardlawfirm.com	9/7/2021 9:31:04 AM	SENT
Yazmin Flores		yazmin@blizzardlawfirm.com	9/7/2021 9:31:04 AM	SENT
Morgan Walker		Morgan@blizzardlawfirm.com	9/7/2021 9:31:04 AM	SENT

Associated Case Party: The State of Texas

Name	BarNumber	Email	TimestampSubmitted	Status
Britt Lindsey		lindseyb@taylorcountytexas.org	9/7/2021 9:31:04 AM	SENT